

# MAINE STATE LEGISLATURE

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# SEVENTY-THIRD LEGISLATURE

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HOUSE.

No. 58

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND SEVEN.

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AN ACT to incorporate the Kezar Falls Water Company.

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*Be it enacted by the Senate and House of Representatives in  
Legislature assembled, as follows:*

Section 1. Allen Garner, Leroy F. Pike, E. R. Bachelder,  
2 Harvey D. Granville and J. Merrill Lord, their associates,  
3 successors and assigns are hereby made a corporation by the  
4 name of the Kezar Falls Water Company, with all the  
5 powers, rights and privileges and subject to all the duties and  
6 obligations conferred and imposed on corporations by law,  
7 except as provided herein.

Sect. 2. The purposes of said corporation are to furnish  
2 water for the extinguishment of fires and for municipal,  
3 domestic, sanitary and industrial purposes in the towns of  
4 Porter and Hiram in the County of Oxford and the towns of  
5 Parsonsfield and Cornish in the County of York.

Sect. 3. The said corporation is hereby authorized for  
2 the purposes aforesaid to retain, collect, take, store, use and  
3 distribute water from the "Mine Pond," so-called, in the  
4 town of Porter or from any springs, ponds, streams, or other  
5 water sources in said towns of Porter, Hiram, Parsonsfield  
6 and Cornish not in use for similar purposes; to erect and  
7 maintain cribs, reservoirs, dams, standpipes, gates, pipes,  
8 aqueducts and other structures necessary for the proper  
9 accumulating, conducting, discharging, distributing and dis-  
10 posing of water and forming proper reservoirs thereof;  
11 to excavate, lay down, replace, repair and maintain its pipes  
12 and aqueducts through any lands and to take and hold by  
13 purchase or otherwise any lands or real estate necessary for  
14 the purposes of this incorporation; to lay its pipes and aque-  
15 ducts and construct and maintain the same with all necessary  
16 fixtures in, upon, along, and under the roads and streets of  
17 said towns under such reasonable restrictions as may be  
18 imposed by the municipal officers thereof in accordance with  
19 the general laws of the state.

Sect. 4. Said corporation shall be held liable to pay all  
2 damages that may be sustained by any person by the taking  
3 of land or other property, by excavating through any land  
4 for the purpose of laying down pipes and aqueducts, build-  
5 ing dams or reservoirs, or the erection of its necessary struc-  
6 tures and if any person sustaining damages as aforesaid can  
7 not agree with said corporation upon the sum to be paid  
8 therefor, his damages shall be assessed in the same manner  
9 and subject to the same conditions, restrictions and limita-  
10 tions as is provided by law in the case of damages by the  
11 laying out of highways.

Sect. 5. Said corporation shall have authority to enter  
2 upon any land for the purpose of making surveys and loca-  
3 tions and shall file in the Registry of Deeds for the County  
4 in which said land is located, plans of the lands and other  
5 property to be taken and when so filed such lands and other  
6 property shall be deemed and treated as taken, with said  
7 plans, said corporation may file a statement of the damages it  
8 is willing to pay for any property so taken, and if the amount  
9 finally awarded does not exceed that sum, the corporation  
11 shall recover costs against such parties otherwise such parties  
12 shall recover costs against said corporation.

Sect. 6. Said corporation, at its own expense, without  
2 unnecessary delay, shall remove any and all obstructions in  
3 any street or way made in excavating and laying its pipes  
4 and shall cause earth disturbed to be properly replaced. It  
5 shall not be allowed to obstruct or impair the use of any pub-  
6 lic or private sewer, drain or pipe but may cross, or when  
7 necessary, change the direction of any such sewer, drain or  
8 pipe in such manner as not to obstruct or impair the use  
9 thereof, and shall be responsible to the owner or other per-  
10 sons for any injury caused thereby.

Sect. 7. Said corporation is hereby authorized to make con-  
2 tracts with said towns and with other corporations and per-  
3 sons for the purpose of supplying water as contemplated by  
4 this act, and said towns by their selectmen, and other corpo-  
5 rations are hereby authorized to enter into contracts with said  
6 company for water and for such exemptions from public bur-  
7 den as such towns and corporations and said company agree  
8 upon, which when made shall be legal and binding upon all  
9 parties thereto.

Sect. 8. Said corporation is hereby authorized to acquire  
2 and hold by purchase the property, rights, locations, privi-  
3 leges and franchises of any person or corporation engaged in  
4 furnishing water in said towns and upon such purchase and  
5 transfer said corporation shall have, hold, possess, exercise  
6 and enjoy all such property, rights, locations, privileges and  
7 franchises as it may acquire as aforesaid.

Sect. 9. The capital stock of this corporation shall be fifty  
2 thousand dollars, divided into shares of one hundred dollars  
3 each.

Sect. 10. Said corporation may issue its bonds upon such  
2 rates and time as it may deem expedient and in such amount  
3 as may be required for the objects of this incorporation and  
4 secure the same by mortgage upon the franchises and prop-  
5 erty of said company.

Sect. 11. Said corporation for its said purposes, may hold  
2 real and personal property necessary and convenient  
3 therefor.

Sect. 12. Any corporation doing business in said towns is  
2 hereby authorized to purchase the stock, bonds or other secur-  
3 ities of this corporation.

Sect. 13. If any person shall wantonly or maliciously injure  
2 any of the structures, reservoirs, pipes, hydrants or other  
3 property, or water supply, whether frozen or not, of said  
4 company he shall, on conviction thereof, be punished by a fine  
5 not exceeding one thousand dollars, or by imprisonment not  
6 exceeding two years, or both, and shall be liable to pay triple  
7 damages to said corporation, to be recovered by an action  
8 before any court of competent jurisdiction.

Sect. 14. The first meeting of said corporation may be  
2 called by written notice thereof, signed by any two corpora-  
3 tors herein named and served upon each corporator by a copy  
4 of the same in hand or mailed, postage prepaid, seven days  
5 prior to the day named therein for such meeting.

Sect. 15. This act shall take effect when approved.







STATE OF MAINE.

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HOUSE OF REPRESENTATIVES,

Augusta, January 25, 1907.

Tabled pending reference to a committee, by Mr. LORD of Parsonsfield, and ordered printed.

E. M. THOMPSON, *Clerk*.